# Case 18-10107-elf Doc 98 Filed 10/20/18 Entered 10/21/18 00:56:46 Desc Imaged

Certificate of Notice Page 1 of 6 States Bankruptčy Eastern District of Pennsylvania

In re: Sadie B. Case No. 18-10107-elf Perez Chapter 13

Sadie B. Perez Debtors

## CERTIFICATE OF NOTICE

District/off: 0313-2 User: John Page 1 of 1 Date Rcvd: Oct 18, 2018 Form ID: pdf900 Total Noticed: 11

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Oct 20, 2018. 5243 Westford Road, Philadelphia, PA 19120-3618 db +Sadie B. Perez, 6013 Walnut Street, Philadelphia, PA 19139-3713 db +Sadie B. Perez, MAILING ADDRESS, +WILMINGTON SAVINGS FUND SOCIETY, FSB, D/B/A CHRIST, Robertso 6409 Congress Avenue, suite 100, Boca Raton, FL 33487-2853 Robertson, Anschutz & Schneid, P. L., cr 6409 Congress Avenue, suite 100, B WILMINGTON SAVINGS FUND SOCIETY, FSB, 14092264 dba CHRISTINA TRUST, c/o KEVIN W. LYNCH, 1240 N. Myrtlewood St., Philadelphia, PA 19121-4515 14086881 +WILMINGTON SAVINGS FUND SOCIETY, FSB, D/B/A CHRISTINA TRUST, c/o REBECCA ANN SOLARZ,

710 Market Street, Suite 5000, Philadelphia, PA 19106-2312

Wilmington Savings Fund Society, 14042607 Robertson Anschutz PC, 6409 Congress Ave, Boca Raton, FL 33487-2853

+Wilmington Savings Fund Society, FSB, 14075306 c/o Fay Servicing, LLC, 3000 Kellway Dr., Suite 150, Carrollton, TX  $\bar{7}5006-3357$ 

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. E-mail/Text: megan.harper@phila.gov Oct 19 2018 02:30:14 City of Philadelphia

City of Philadelphia Law Dept., Tax Unit/Bankruptcy Dept, 1515 Arch Street 15th Floor, Philadelphia, PA 19102-1595

E-mail/Text: RVSVCBICNOTICE1@state.pa.us Oct 19 2018 02:29:46 smg

Pennsylvania Department of Revenue, Bankruptcy Division, P.O. Box 280946,

Harrisburg, PA 17128-0946

+E-mail/Text: usapae.bankruptcynotices@usdoj.gov Oct 19 2018 02:29:59 U.S. Attorney Office. smq 615 Chestnut Street, c/o Virginia Powel, Esq., Room 1250, Philadelphia, PA 19106-4404 E-mail/Text: megan.harper@phila.gov Oct 19 2018 02:30:14 cr

City of Philadelphia, City of Philadelphia Law Department, c/o Joshua Domer, 1401 JFK Blvd. 5th Floor, Philadelphia, PA 19102

TOTAL: 4

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank, P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Oct 20, 2018 Signature: /s/Joseph Speetjens

#### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on October 18, 2018 at the address(es) listed below:

AUTHERINE B. SMITH on behalf of Debtor Sadie B. Perez absmith256@gmail.com DAVID A. SCHOLL on behalf of Debtor Sadie B. Perez judgescholl@gmail.com on behalf of Creditor City of Philadelphia joshua.domer@phila.gov, JOSHUA DOMER

karena.blaylock@phila.gov KEVIN G. MCDONALD on behalf of Creditor WILMINGTON SAVINGS FUND SOCIETY, FSB, D/B/A CHRISTINA TRUST bkgroup@kmllawgroup.com

KEVIN M. BUTTERY on behalf of Creditor WILMINGTON SAVINGS FUND SOCIETY, FSB, D/B/A CHRISTINA TRUST kbuttery@rascrane.com

KEVIN W. LYNCH on behalf of Creditor WILMINGTON SAVINGS FUND SOCIETY, FSB, D/B/A CHRISTINA TRUST kwlynch@comcast.net

on behalf of Creditor on behalf of Creditor REBECCA ANN SOLARZ MIDFIRST BANK bkgroup@kmllawgroup.com REBECCA ANN SOLARZ WILMINGTON SAVINGS FUND SOCIETY, FSB, D/B/A

CHRISTINA TRUST bkgroup@kmllawgroup.com USTPRegion03.PH.ECF@usdoj.gov United States Trustee

WILLIAM C. MILLER, Esq. on behalf of Trustee WILLIAM C. MILLER, Esq. ecfemails@ph13trustee.com, philaecf@gmail.com

WILLIAM C. MILLER, Esq. ecfemails@ph13trustee.com, philaecf@gmail.com

TOTAL: 11

# Case 18-10107-elf Doc 98 Filed 10/20/18 Entered 10/21/18 00:56:46 Desc Imaged Certificate of Notice Page 2 of 6 IN THE UNITED STATES BANKRUPTCY COURT FOR THE FASTERN DISTRICT OF PENNSYLVANIA

Sadie B. Perez CHAPTER 13

**Debtor** 

Wilmington Savings Fund Society, FSB, doing business as Christiana Trust, not in its individual capacity, but solely as trustee for BCAT 2015-14BTT

NO. 18-10107 ELF

Movant

VS.

Sadie B. Perez 11 U.S.C. Section 362

<u>Debtor</u>

Kenneth J. Barnes Co-Debtor

William C. Miller Esq.

Trustee

#### **STIPULATION**

AND NOW, it is hereby stipulated and agreed by and between the undersigned as follows:

1. The post-petition arrearage on the mortgage held by the Movant on the Debtors' residence is \$904.38, which breaks down as follows;

Post-Petition Payments: July 1, 2018 to September 1, 2018 at \$309.82/month

Suspense Balance: \$25.08 **Total Post-Petition Arrears** \$904.38

- 2. The Debtor shall cure said arrearages in the following manner:
- a). Within seven (7) days of the filing of this Stipulation, Debtor shall file an Amended Chapter 13 Plan to include the post-petition arrears of \$904.38.
- b). Movant shall file an Amended or Supplemental Proof of Claim to include the post-petition arrears of \$904.38 along with the pre-petition arrears;
- c). The new 410A form for a Proof of Claim shall not be required for this Amended or Supplemental Proof of Claim.
- 3. Beginning with the payment due October 1, 2018 and continuing thereafter, Debtor shall pay to Movant the present regular monthly mortgage payment of \$309.82 (or as adjusted pursuant to the terms of the mortgage) on or before the first (1<sup>st</sup>) day of each month (with late charges being assessed after the 15<sup>th</sup> of the month).

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4. Should Debtor provide sufficient proof of payments made, but not credited (front &

back copies of cancelled checks and/or money orders), Movant shall adjust the account accordingly.

5. In the event the payments under Section 3 above are not tendered pursuant to the

terms of this stipulation, Movant shall notify Debtor and Debtor's attorney of the default in writing

and the Debtor may cure said default within FIFTEEN (15) days of the date of said notice. If Debtor

should fail to cure the default within fifteen (15) days, Movant may file a Certification of Default

with the Court and the Court shall enter an Order granting Movant immediate relief from the

automatic stay and waiving the stay provided by Bankruptcy Rule 4001(a)(3).

6. If the case is converted to Chapter 7, Movant shall file a Certification of Default

with the Court and the Court shall enter an order granting Movant relief from the automatic stay.

7. If the instant bankruptcy is terminated by either dismissal or discharge, this

agreement shall be null and void, and is not binding upon the parties.

8. The provisions of this stipulation do not constitute a waiver by Movant of its right to

seek reimbursement of any amounts not included in this stipulation, including fees and costs, due

under the terms of the mortgage and applicable law.

9. The parties agree that a facsimile signature shall be considered an original signature.

Date: September 21, 2018 By: <u>/s/ Kevin G. McDonald</u>
Kevin G. McDonald, Esquire

Date:

David A. Scholl, Esquire Attorney for Debtor

Date:\_\_\_\_

William C. Miller Chapter 13 Trustee

# 

Approved by the Court this 18th day of	October	, 2018. However, the court
retains discretion regarding entry of any further order.		

ERIC L. FRANK

U.S. BANKRUPTCY JUDGE

### IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CHAPTER 13 Sadle B. Perez Debior Wilmington Savings Fund Society, FSB, doing business as Christiana Trust, not in its individual NO. 18-10107 PLF enpholity, but solely as trustee for BCAT 2015-14311 Movanu VH; 11 U.S.C. Section 362 Saille B. Perez Dehtor-Kenneth J. Burnes Co-Debtor William C. Miller Esq.

#### STIPULATION

AND NOW, it is hereby stipulated and agreed by and herween the undersigned as follows:

Trustee

In post-petition arrange on the mortgage hold by the Movint on the Debtors' residence is \$904.38, which breaks down as follows:

Post-Petition Payments:

July 1, 2018 to September 1, 2018 in \$309,82 month

Suspense Balance:

\$25 ON

Total Post-Petition Arrears

- \$904.38
- The Debug shall cure said arranges in the following manager:
- a) Within seven (7) days of the filing of this Silpulation, Debtor shall file and Amunded Chapter 13 Plan to include the post-petition arrears of \$904.38.
- b). Movant shall file an Amended or Supplemental Proof of Claim to include the post-petition arrears of \$994.38 along with the prespetition arrears:
- c). The new \$10\text{A form for a Proof of Claim-shall not be required for this Amended or Supplemental Proof of Claim.
- 3. Beginning with the payment due October 1, 2018 and continuing thereafter. Debtor shall pay to Movant the presont regular monthly mortgage payment of \$309.82 (or as adjusted pursuant to the terms of the mortgage) on or before the first (1\*) day of each month (with late charges being assessed after the 15<sup>th</sup> of the month).

Should Debtor provide sufficient proof of payments made, but not credited (front & 4, back copies of cancelled checks and/or money orders). Movant shall adjust the account accordingly.

5. In the event the payments under Section 3 above are not tendered pursuant to the terms of this attpulation. Movant shall notify Debtor and Debtor's attorney of the default in writing and the Debtor may sure said default within EIFTERN (15) days of the date of said notice. If Debtor should shill to cure the default within titteen (15) days, Movant may file a Certification of Default with the Court and the Court shall enter an Order granting Movant immediate relief from the automatic stay and waiving the stay provided by Bunkruptcy Rule 4001(a)(3);

6. If the case is converted to Chapter 7, Movant shall file a Certification of Default with the Court and the Court shall enter an order granting Movant relief from the automatic stay.

7, If the instant bankruptey is terminated by either dismissal or discharge, this agreement shall be null and void, and is not binding upon the parties.

8, The provisions of this stipulation do not constitute a waiver by Movant of its right to seek relimbursement of any amounts not included in this stipulation, including fees and costs, due under the terms of the mortgage and applicable law

Q. The parties agree that a facsimile signature shall be considered an original signature.

Dale: September 21, 2018 By: /s/ Kevin Cl. McDonuld Kevin G. McDonald, Esquire

Date

David A. Scholl, Esquire Alterney for Debtor

William C. Miller Chapter 13 Trustee

without prejudice to any trustee rights or remedies.